

**STATE OF CONNECTICUT  
DEPARTMENT OF PUBLIC HEALTH  
BUREAU OF REGULATORY SERVICES**

In re: James H. Wicker

Petition No. 99III-020-013

**PRELICENSURE CONSENT ORDER**

WHEREAS, James H. Wicker of Norwich, Connecticut (hereinafter "respondent") has applied for licensure to practice as a hairdresser/cosmetician by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 387 of the General Statutes of Connecticut, as amended; and,

WHEREAS, respondent agrees that:

1. The Department has at no time issued respondent a license to practice the occupation of hairdressing/cosmetology under the General Statutes of Connecticut, Chapter 387.
2. In May, 1993, respondent was found guilty of robbery 1st degree which constitutes a felony under the laws of this state.
3. Respondent is currently serving probation with the Connecticut Judicial Department, Office of Adult Probation, for such robbery conviction and the probation shall be in effect until May 11, 2000.
4. The conduct described above constitutes grounds for the denial of respondent's application for licensure pursuant to §19a-14 of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §19a-14 of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives the right to a hearing on the merits of his application for licensure.

2. After satisfying the requirements for licensure as a hairdresser/cosmetician as set forth in Chapter 387 of the General Statutes of Connecticut, respondent's license to practice as a hairdresser/cosmetician will be issued.
3. Respondent's license to practice as a hairdresser/cosmetician in the State of Connecticut shall, immediately upon issuance, be placed on probation. The probation shall run coterminous with the Connecticut Judicial Department's probation, and shall conclude at such time as he concludes his probation with the Connecticut Judicial Department. The probationary period for his hairdressing/cosmetology license shall be under the following terms and conditions:
  - a) During the probationary period of his hairdressing/cosmetology license, respondent shall report to the Department any arrest(s). Such report shall occur within fifteen (15) days of such event.
  - b) Respondent shall provide a copy of this Consent Order to his probation officer. Said probation officer shall furnish written confirmation to the Department of his receipt of a copy of this Consent Order within fifteen (15) days of the effective date of this Consent Order. Said probation officer shall notify the Department immediately if respondent fails to maintain compliance with the terms of probation or incurs any subsequent arrests.
  - c) Respondent shall provide a copy of this Consent Order to his employer and/or designated supervisor at each place where respondent practices as a hairdresser/cosmetician throughout his probationary period with a copy of this Consent Order within fifteen (15) days of its effective date, or within fifteen (15) days of commencement of employment at a new facility. Said employer and/or

designated supervisor shall furnish written confirmation to the Department of his/her receipt of this Consent Order within fifteen (15) days of receipt. If respondent is not practicing with reasonable skill and safety, the employer and/or designated supervisor shall immediately notify the Department.

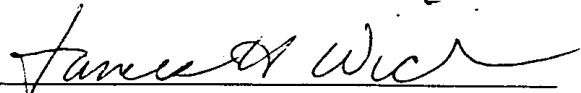
- d) Respondent shall notify the Department within fifteen (15) days of his completion of probation.
4. Respondent shall comply with all state and federal statutes and regulations applicable to his license.
5. Respondent shall notify the Department of any change(s) in his employment within fifteen (15) days of such change.
6. Respondent shall notify the Department of any change(s) in his home and/or business address within fifteen (15) days of such change.
7. Any deviation from the term(s) of this Prelicensure Consent Order without prior written approval of the Department shall constitute a violation. A violation of any term(s) of this Prelicensure Consent Order shall result in the right of the Department in its discretion to immediately deem respondent's hairdressing/cosmetology license rescinded. Any extension of time or grace period for reporting granted by the Department shall not be a waiver or preclude the Department's right to take action at a later time. The Department shall not be required to grant future extensions of time or grace periods. Notice of the rescission of the license shall be sent by the Department to respondent's address of record. Respondent waives any right to a hearing on the issue of violation of the terms of this Prelicensure Consent Order.
8. That correspondence and reports required by the terms of this Prelicensure Consent Order are to be addressed to:

Richard Goldman, Special Investigator  
Department of Public Health  
Division of Health Systems Regulation  
410 Capitol Avenue, MS #12HSR  
P.O. Box 340308  
Hartford, Connecticut 06134-0308

9. Legal notice shall be sufficient if sent to respondent's last known address of record reported to the Licensure and Registration Section of the Division of Health Systems Regulation of the Department.
10. Respondent understands that this Prelicensure Consent Order may be considered as evidence of the above-admitted violations in any proceeding before the Connecticut Examining Board for Barbers, Hairdressers & Cosmeticians in which (1) his compliance with this Prelicensure Consent Order is at issue, or (2) his compliance with §20-263 of the Connecticut General Statutes, as amended, is at issue.
11. This Prelicensure Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Prelicensure Consent Order is not subject to appeal or review under the provisions of Chapters 54 and 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any other rights that he may have under the laws of the State of Connecticut or of the United States.
12. This Prelicensure Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
13. This Prelicensure Consent Order is effective when accepted and approved by a duly appointed agent of the Department.

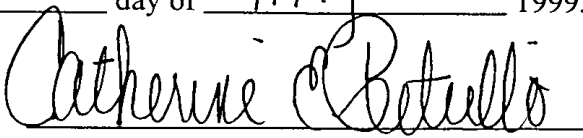
14. Respondent understands this Prelicensure Consent Order is a matter of public record.
15. Respondent understands he has the right to consult with an attorney prior to signing this Prelicensure Consent Order.

I, James H. Wicker have read the above Prelicensure Consent Order, and I agree to the terms and allegations set forth therein. I further declare the execution of this Prelicensure Consent Order to be my free act and deed.


  
James H. Wicker

Subscribed and sworn to before me this 19<sup>th</sup> day of May 1999.

**CATHERINE PETRILLO**  
NOTARY PUBLIC  
MY COMMISSION EXPIRES 7/31/2003

  
Notary Public or person authorized  
by law to administer an oath or  
affirmation

The above Prelicensure Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 24<sup>th</sup> day of May \_\_\_\_\_ 1999, it is hereby ordered and accepted.

  
Cynthia Denne, Director  
Division of Health Systems Regulation

jlk



# STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

February 21, 2002

James H. Wicker, H/C  
4 Village Court  
Norwich, CT 06360-7020

re: Prelicensure Consent Order  
Petition No. 1999III-020-013  
License No. 049733

**Completion of Probation**

Dear Mr. Wicker:

Please accept this letter as notice that you have satisfied the terms of your license probation, effective 05/11/2000.

Notice will be sent to the Department's Licensure and Registration section to remove all restrictions from your license related to the above-referenced Prelicensure Consent Order.

Please be certain to retain this letter as documentation that you have completed your license probation.

Thank you for your demonstrated cooperation during the license probation process.

Sincerely,

A handwritten signature in cursive script that reads "Richard Goldman".

Richard Goldman  
Paralegal Specialist II  
Division of Health Systems Regulation

c: J. Filippone, PHSM  
B. Pinkerton, RNC



Phone: (860) 509-7400  
Telephone Device for the Deaf (860) 509-7191  
410 Capitol Avenue - MS # 12HSR  
P.O. Box 340308 Hartford, CT 06134  
An Equal Opportunity Employer